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June 14, 2021

BY ELECTRONIC CASE FILING

The Honorable Pamela K. Chen
United States District Judge
United States District Court
for the Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *United States v. Hernan Lopez and Carlos Martinez*, Case No. 15-cr-252
(Def. Nos. 32-33) (PKC)

Dear Judge Chen:

We represent Defendants Hernan Lopez and Carlos Martinez in the above-captioned case, pending before Your Honor. Through this letter, we respectfully request a second *Curcio* hearing in this matter.

Counsel for Mr. Martinez would like to have Samuel Josephs and Payton Lyon from Spertus, Landes & Umhofer, LLP, current counsel to Mr. Lopez in this matter, join Mr. Martinez's defense team. Mr. Lopez and Mr. Martinez consent to this arrangement. Mr. Josephs, Matthew Umhofer, and James Spertus would file notices to withdraw as counsel for Mr. Lopez. Mr. Lyon has not yet entered an appearance on behalf of Mr. Lopez but is a member of Mr. Lopez's defense team.

We expect the government will file a letter in advance of the *Curcio* hearing. We further expect, based on our conversations with government counsel, that it will oppose the proposed waivers in writing prior to the June 21st *Curcio* hearing. Upon receipt of the government's written submission, we will respond promptly in writing in advance of the hearing.

The parties have conferred and are available for a *Curcio* hearing on Monday, June 21, 2021, at a time convenient to the Court.

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Wherefore, for the reasons cited herein, Mr. Lopez and Mr. Martinez respectfully request the Court schedule a *Curcio* hearing in this matter for Monday, June 21, 2021.

Sincerely,

Steven J. McCool

Steven J. McCool
Counsel for Carlos Martinez

John Gleeson
David Sarratt
Counsel for Hernan Lopez

cc: Counsel of record (by ECF)